

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO. 558 OF 2005

Shri Lakhan Bhairu Shinde ..Applicant.

V/s.

The State of Maharashtra ..Respondent.

Smt. Smita R. Kadu/ Gawai for the Applicant.
 Shri D.R. More, APP for Respondent -State.

CORAM : A.M.KHANWILKAR, J.
DATED : FEBRUARY 07, 2005.

PC :-

. Heard learned counsel for the parties.
 Perused the record.

. As there is material on record to indicate complicity of the applicant in the commission of the crime, the applicant is not entitled for bail. The complainant has named the applicant. The role played by the applicant has been described by the complainant and the complainant's version is supported by the medical evidence. Besides, there is recovery of driving licence from the applicant. As there is overwhelming evidence to indicate complicity of the applicant in the commission of the crime, the applicant is not entitled for bail. The fact that the

co-accused have been released on bail cannot be the sole basis for releasing the applicant on bail. I see no reason to depart from the conclusion reached by the court below in rejecting the bail application preferred by the applicant. Hence, dismissed.

. The District and Sessions Judge, Pune is directed to assign the case to fast track court, if already not done, to ensure early disposal of the trial.

. Ordered accordingly.

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